

BILL NO. S-76-12-20

SPECIAL ORDINANCE NO. S- 224-76

AN ORDINANCE approving a contract with T & G Excavating, Inc., for installation of Water Main on Knoll Road and Meadow Lane.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the contract dated November 22, 1976, between the City of Fort Wayne, by and through its Mayor and the Board of Public Works and T & G Excavating, Inc., for:

All materials, labor, equipment, tools, power, transportation, miscellaneous equipment, etc., necessary to install 315+ feet of 8" ductile iron water main on Knoll Road from an existing 8" water main east to 9 1/2' East of the west property line of Meadow Lane, then North on Meadow Lane to an existing 8" water main; also to continue east on Knoll Road with 385+ feet of 6" ductile iron water main to an existing 6" water main on Fernwood Avenue. All as shown on Fort Wayne Water Utility, Engineering Department, drawing Y-10507, sheets 1 thru 3, and do everything required by the contract documents and this Agreement.

for a total cost of \$10,824.95, all as more particularly set forth in said contract which is on file in the Office of the Board of Public Works and is by reference incorporated herein, made a part hereof and is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

  
Councilman

APPROVED AS TO FORM  
AND LEGALITY.

  
CITY ATTORNEY

Read the first time in full and on motion by Burns, seconded by Hinga, and duly adopted, read the second time by title and referred to the Committee on City Utilities (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the day of \_\_\_\_\_, 1976, at \_\_\_\_\_ o'clock P.M., E.S.T.

DATE: 12-14-76

Charles W. Westerman  
CITY CLERK

Read the third time in full and on motion by Burns, seconded by Hinga, and duly adopted, placed on its passage.

PASSED (~~LOST~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	<u>8</u>			<u>1</u>	
BURNS	<u>✓</u>				
HINGA	<u>✓</u>				
HUNTER	<u>✓</u>				
MOSES	<u>✓</u>				
NUCKOLS	<u>✓</u>				
SCHMIDT, D.				<u>✓</u>	
SCHMIDT, V.	<u>✓</u>				
STIER	<u>✓</u>				
TALARICO	<u>✓</u>				

DATE: 12-28-76

Charles W. Westerman  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION)

ORDINANCE (RESOLUTION) No. 8224-76 on the 28th day of Dec, 1976.  
ATTEST: (SEAL)

Charles W. Westerman  
CITY CLERK

James Stier  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 29th day of Dec, 1976, at the hour of 11:30 o'clock A M., E.S.T.

Charles W. Westerman  
CITY CLERK

Approved and signed by me this 3rd day of January, 1976, at the hour of 11:30 o'clock \_\_\_\_\_ M., E.S.T.

Robert E. Armstrong  
MAYOR

Bill No. S-76-12-20

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance  
approving a contract with T & G Excavating, Inc., for installation  
of Water Main on Knoll Road and Meadow Lane

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance as PASS.

Paul M. Burns - Chairman

John Nuckols - Vice-Chairman

William T. Hinga

Fredrick R. Hunter

Samuel J. Talarico

12-28-76 CONSIDERED IN  
DATE \_\_\_\_\_ CHARLES W. WESTERMAN, CITY CLERK



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

board of public works

November 22, 1976

The Common Council  
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

The Board of Public Works respectfully requests "Prior Approval" for construction of Knoll Road and Meadow Lane water main extension as to allow T-G Excavating, Inc., to complete the installation before inclement weather causes the ground to freeze.

The agreement between T-G Excavating, Inc., and the City of Fort Wayne is covered by executed Contract 7620 dated November 22, 1976.

An Ordinance will be submitted for formal approval at the December 6, 1976 Council Meeting.

Sincerely,

BOARD OF PUBLIC WORKS

*Henry P. Wehrenberg*  
Henry P. Wehrenberg, Chairman

CITY OF FORT WAYNE

*Robert E. Armstrong*  
Robert E. Armstrong, Mayor

/tg  
Attachments

APPROVED:

*Vernon H. Schmidt* *W. J. Schmidt* *Frederick H. Hunter*  
*William T. Fingar* *Samuel J. Telavio* *Ing. B. C.*  
*John S. Guckels* *W. J. W. SR.*  
MEMBERS OF THE COMMON COUNCIL

ATTEST:

*Charles W. Westerman*  
Charles W. Westerman, City Clerk



BIDDING TABULATION KNOLL ROAD & MEADOW LANE WATER MAIN EXTENSION RES. 1012-76

OCT. 6, 1976

CONTRACTOR BIDDER'S BOND			ENGR. EST.		T & G EXCAVATING			BERCOT, INC.				
NON - COLLUSION AFFIDAVIT					50%			100%				
FINANCIAL STATE					YES			YES				
E.E.O. STATE					YES			YES				
COMPLETION TIME					30 DAYS			90 DAYS				
ITEM	QUANTITY	DESCRIPTION	U. P.	EXTENSION	U. P.	EXTENSION	U. P.	EXTENSION	U. P.	EXTENSION	U. P.	EXTENSION
1.	315±lf	8" D.I. WATER MAIN	15.00	4725.00	13.50	4315.50	12.24	3855.60	12.21	5106.15	13.78	4340.70
2.	385±lf	6" D.I. WATER MAIN	12.00	4620.00	11.30	4317.45	10.16	3911.60	11.25	5486.25	12.11	4667.35
3.	1 ea.	8" x 8" x 8" TEE (RESTRAINED)	185.00	185.00	238.00	238.00	212.00	212.00	471.70	471.70	400.95	400.95
4.	1 ea.	8" x 6" REDUCER	100.00	100.00	109.00	109.00	97.00	97.00	222.53	222.53	189.15	189.15
5.	1 ea.	TYPE II FIRE HYD. ASSY. ON 6"	890.00	890.00	924.00	924.00	825.00	825.00	1330.00	1330.00	1130.50	1130.50
6.	2 ea.	8" GATE VALVE W/BOX	325.00	650.00	384.00	768.00	343.00	686.00	556.80	1113.60	473.29	946.58
7.	1 ea.	6" GATE VALVE W/BOX	225.00	225.00	297.00	297.00	265.00	265.00	296.60	296.60	252.11	252.11
8.	35±lf	CHIP AND SEAL PVT. REPL.	4.00	140.00	4.75	147.00	3.75	131.25	9.50	332.50	8.08	282.80
9.	590±lf	TOP SOIL AND SEED	1.50	885.00	1.40	826.00	1.25	737.50	2.71	1598.90	2.30	1357.00
10.	80±lf	STONE DRIVEWAY REPL.	2.50	200.00	1.40	116.00	1.30	104.00	3.80	304.00	3.23	258.40

64-21-18 11/22/76

AGREEMENT

FOR CONSTRUCTION OF KNOLL RD. AND MEADOW LANE WATER MAIN EXTENSION

CONTRACT 7620

THIS AGREEMENT, made this 22 day of November, 1976, by and between T & G EXCAVATING, INC. herein called the CONTRACTOR, and the City of Fort Wayne, an Indiana Municipal Corporation, herein called OWNER,

WITNESSETH, that the CONTRACTOR and the OWNER for the consideration hereinafter named, agrees as follows:

ARTICLE 1. SCOPE OF WORK

CONTRACTOR shall furnish all materials, labor, equipment, tools, power, transportation, miscellaneous equipment, etc., necessary to install 315± feet of 8" ductile iron water main on Knoll Road from an existing 8" water main east to 9½' East of the west property line of Meadow Lane, then North on Meadow Lane to an existing 8" water main; also to continue east on Knoll Road with 385± feet of 6" ductile iron water main to an existing 6" water main on Fernwood Avenue. All as shown on Fort Wayne Water Utility, Engineering Department, drawing Y-10507, sheets 1 thru 3, and do everything required by the contract documents and this Agreement.

ARTICLE 2. TIME OF COMPLETION

The work to be performed under this contract shall be commenced immediately upon notice to proceed and the work shall be completed within thirty (30) consecutive calendar days after receipt of material.

ARTICLE 3. THE CONTRACT SUM

The OWNER shall pay the CONTRACTOR for the performance of the contract sum of \$10,824.95. In the event the amount of work is increased or decreased by the OWNER, the contract sum shall be increased or decreased according to the unit price schedule set forth in the Contractor's proposal.

ARTICLE 4. PROGRESS PAYMENTS

The OWNER shall make payments on account of the contract as provided herein, as follows:

On or about the 15th of each month, ninety percent (90%) of the value of the work performed up to the first day of that month (based on the contract prices of labor and materials incorporated in the work) and as estimated by the CONTRACTOR and approved or revised by the Engineering Department of the OWNER, less the aggregate of previous payments.

#### ARTICLE 5. ACCEPTANCE AND FINAL PAYMENT

Final payment shall be due at the time the work is fully completed and the contract is fully performed.

Upon receipt of written notice that the work is ready for final inspection and acceptance, the Engineering Department of the OWNER shall promptly make such inspection, and when it finds the work acceptable under the contract and the contract fully performed, it shall promptly issue a final certificate stating that the work provided for in this Contract has been completed and is accepted, and the entire balance of the contract sum shall be due and payable to the CONTRACTOR.

At the time said payment is due and payable, the CONTRACTOR shall furnish the OWNER, if requested to do so, satisfactory evidence that all persons who have supplied labor, materials, or equipment for the work have been fully paid.

#### ARTICLE 6. GUARANTEE OF MATERIALS AND WORKMANSHIP

CONTRACTOR guarantees all materials and work against defects for a period of one year after the date of the acceptance of the work.

#### ARTICLE 7. THE CONTRACT DOCUMENTS

The Instructions to Bidders, Specifications, Contractor's Proposal, Bond, and this Agreement form the Contract, and they are as fully a part of the Contract as if hereto attached or herein repeated. The following is an enumeration of these documents:

- a. Instructions to Bidders for Contract #7620
- b. Contractor's Proposal dated October 5, 1976
- c. Contractor's Bond
- d. Supplemental Specifications for Knoll Road and Meadow Lane Water Main Extension, and Detailed Specifications and Conditions for the installation of Transmission and Distribution Mains, Contract #7620, and Fort Wayne Water Utility, Engineering Department Drawing No. Y-10507, sheets 1-3.

#### ARTICLE 8. ADJUSTMENTS OF DISPUTES

All questions or contriversies which may arise between the CONTRACTOR and the OWNER under the provisions of this contract shall be subject to the decision of the Chief Engineer of the Fort Wayne Water Utility of the OWNER, and his decision shall be final and conclusive upon the parties.

Provided, however, no changes in the plans, specifications, or other phases of the work covered by this contract will be permitted except on prior written authorization by the Board of Public Works.

#### ARTICLE 9. INDEMNITY

CONTRACTOR shall indemnify the OWNER against any claim or loss incurred or arising out of the performance of the work as provided herein.

#### ARTICLE 10. COUNCILMANIC APPROVAL

This Agreement, although executed on behalf of the OWNER by its' Mayor and Board of Public Works, shall not be binding upon the OWNER unless and until the same shall



have been ratified and approved by the Common Council of the City of Fort Wayne Indiana, and should said Common Council fail to approve the same within sixty (60) days after the date hereof, then this contract shall be and become wholly void.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement the day and year first above written.

T & G EXCAVATING, INC.

BY: Thomas Stockamp, Pres.  
Thomas Stockamp, President

CITY OF FORT WAYNE, INDIANA

BY: Robert E. Armstrong  
Robert E. Armstrong, Its Mayor

BOARD OF PUBLIC WORKS:

H. P. Wehrenberg, Chairman

E. H. LaMar  
E. H. LaMar, Member

M. G. Scott  
M. G. Scott, Member

ATTEST:

Russula Miller

APPROVED AS TO FORM AND LEGALITY:

Wm. J. Brown  
Circuit City Attorney

APPROVED by the Common Council of the City of Fort Wayne on \_\_\_\_\_

1976, Special Ordinance No. \_\_\_\_\_.



2 0727  
TITLE OF ORDINANCE SPECIAL ORDINANCE - Water Main Construction Contract 7620

DEPARTMENT REQUESTING ORDINANCE BOARD OF PUBLIC WORKS

8-76-12-20  
SYNOPSIS OF ORDINANCE Contract of T-G Excavating, Inc. in amount of \$10,824.95

provides for installation of 6 and 8 inch water main on Knoll Road and

Meadow Lane.

This was the low of two bids received.

Property owners will contribute \$5,809.86 with the City Utilities paying

balance for oversizing plus engineering costs. (Tabulation Attached)

(SEE PRIOR APPROVAL ATTACHED)

EFFECT OF PASSAGE Water service to new Utility customers

EFFECT OF NON-PASSAGE PRIOR APPROVAL RECEIVED

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) Cost to Water Utility \$5,015.09

plus engineering

ASSIGNED TO COMMITTEE

*City Manager*